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U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE



**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION --
FILING DATE GRANTED**

Docket Number:
2390/47503

Application Number
09/599,158

Filing Date
June 21, 2000

Examiner

Art Unit

Invention Title
**STENT WITH VARIABLE FEATURES TO
OPTIMIZE SUPPORT AND METHOD OF
MAKING SUCH STENT**

Inventor(s)
Jacob RICHTER

Address to:

Assistant Commissioner for Patents
Washington D.C. 20231
Box Missing Parts

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231, on

Date:

Signature

COMMISSIONER

In response to the Notice To File Missing Parts mailed October 16, 2000, we wish to advise that the above-identified application is a division application of 09/040,145 filed March 17, 1998, which is a division of Serial No. 08/716,039 filed September 19, 1996 (now Patent No. 5,807,404).

A copy of the original declaration and power of attorney from Serial No. 08/716,039 filed September 19, 1996 was enclosed with the transmittal of the instant application. We are enclosing herewith copies of the patent application transmittal, declaration and power of attorney, and postcard bearing the PTO acknowledgment date of such declaration and power of attorney. A copy of the Notice to File Missing Parts of Application mailed October 16, 2000 is also enclosed.

If any fees are necessary, please charge Kenyon & Kenyon, Deposit Account No. 11-0600. A duplicate copy of this sheet is enclosed.

Dated: 10/27/2000

By:

Michael Stimson, Reg. No. 41,333

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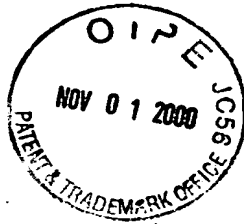
Kenyon & Kenyon 2000

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**UTILITY PATENT APPLICATION
TRANSMITTAL LETTER
UNDER 37 C.F.R. 1.53(b)**

ATTORNEY DOCKET NO.:
2390/47503

Address to:
Assistant Commissioner for Patents
Washington D.C. 20231



Box Patent Application

Transmitted herewith for filing is the patent application of

Inventor(s): **JACOB RICHTER**

For : **STENT WITH VARIABLE FEATURES TO OPTIMIZE SUPPORT
AND METHOD OF MAKING SUCH STENT**

Enclosed are:

1. 15 sheets of specification, 10 sheets of claims and 1 sheet of abstract.
2. 7 sheets of drawings.
3. Declaration and Power of Attorney (copy from prior application (37 CFR 1.63(d)) (See 4. below).
4. Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under 3. above is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
5. Amend the specification by inserting before the first line the sentence:

This application is a division of prior application No.
09/040,145 filed March 17, 1998, which is a division of
application Serial No. 08/716,039 filed September 19, 1996
(now Patent No. 5,807,404).

6. Other enclosures:

- a) Return Receipt Postcard
- b) Preliminary Amendment

EL302699606US

EXPRESS MAIL NO.: **EL302699606US**
292100-1

7. The filing fee has been calculated as shown below, after entry of the accompanying Preliminary Amendment:

	NUMBER FILED	NUMBER EXTRA*	RATE (\$)	FEE (\$)
BASIC FEE				690.00
TOTAL CLAIMS	8 - 20 =	0	18.00	0.00
INDEPENDENT CLAIMS	2 - 3 =	0	78.00	0.00
MULTIPLE DEPENDENT CLAIM PRESENT				270.00
*Number extra must be zero or larger			TOTAL	690.00
If applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here.			SMALL ENTITY TOTAL	

8. Please charge the required application filing fee of **\$690.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
9. The Commissioner is hereby authorized to charge payment of the following fees, associated with this communication or arising during the pendency of this application, or to credit any overpayment to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**:
- A. Any additional filing fees required under 37 C.F.R. § 1.16;
 - B. Any additional patent application processing fees under 37 C.F.R. § 1.17;
 - C. Any additional patent issue fees under 37 C.F.R. § 1.18;
 - D. Any additional document supply fees under 37 C.F.R. § 1.19;
 - E. Any additional post-patent processing fees under 37 C.F.R. § 1.20; or
 - F. Any additional miscellaneous fees under 37 C.F.R. § 1.21.
10. A duplicate copy of this sheet is enclosed.

Dated: 6/21/2000

By: Michael Stimson
Michael Stimson
Reg. No. 41,333

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/599,158	06/21/2000	Jacob Richter	2390/47503

Michael Stimson
Kenyon & Kenyon
One Broadway
New York, NY 10004



FORMALITIES LETTER



OC000000005473559

Date Mailed: 10/16/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

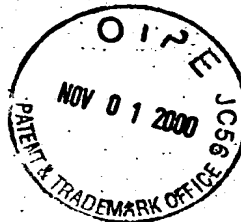
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/02/2000 HVUONG1 00000083 110600 09599158

01 FC:105 130.00 CH



Case No. 2590-47503

Atty. M. Stms

Ser. No. —

Due Date —

The Impressed Mail Room date stamp acknowledges receipt of the date indicated of:

- | | | |
|---|--------------------------|--|
| <input checked="" type="checkbox"/> Application | <u>15 sheets spec.</u> | <input type="checkbox"/> Extension Request |
| <input type="checkbox"/> Amendment | <u>10 sheets claim</u> | <input type="checkbox"/> Priority Document |
| <input type="checkbox"/> Assignment | <u>1 sheet abstract</u> | <input type="checkbox"/> Issue Fee |
| <input type="checkbox"/> Notice of Appeal | <u>7 sheets drawings</u> | <input checked="" type="checkbox"/> Declaration |
| <input type="checkbox"/> Prior Art Statement | | <input type="checkbox"/> Small Entity |
| <input type="checkbox"/> Appeal Brief | | <input checked="" type="checkbox"/> <u>Preliminary Amendment</u> |

JC829 U.S. PTO
09/599158
06/21/00